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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Richey, II

Serial No.: 09/967,274

Filed: September 27, 2001

For: **CARBON DIOXIDE-BASED  
BI-LEVEL CPAP CONTROL**

Attorney Docket No.: 12873/04169

Examiner: Erez

Art Unit: 3761

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**REQUEST FOR RECONSIDERATION**

This communication is response to the Office action of April 23, 2003. The following sections are included herein:

Page 2: Listing of the Claims.

Page 8: Remarks.

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PTO/SB/21 (6-98)

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 <b>TRANSMITTAL FORM</b>	Application Number	09/967,274	
	Filing Date	September 27, 2001	
	First Named Inventor	Richey, II	
	Group Art Unit	3761	
	Examiner Name	Erezo	
Total Number of Pages in This Submission	17	Attorney Docket Number	12873/04169

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Formal Drawing(s) (3 Sheets) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) - Postcard Receipt
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Signature	
Date	September 23, 2003

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